IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI. WRIT PETITION NO. 165 OF 2005

Ibrahim Adam Patel .. Petitioner.

V/s.

The State of Maharashtra & Anr. .. Respondents.

Shri K.M. Sangani for the Petitioner.
Shri V.B.Konde-Deshmukh, APP for Respondent- State.

CORAM : A.M.KHANWILKAR, J.
DATED : FEBRUARY 28, 2005

PC :-

1. Perused the order dated 15th October, 2004 passed by the appropriate authority, rejecting the application for parole made by the petitioner. I see no reason to depart from the conclusion so reached. The observations made in the order is the correct statement of legal position. If it is so, the petitioner is not entitled for parole at least upto 9th of July, 2005. No fault can be found with the order as passed by the authority.

2. Counsel for the petitioner further contends that the authority be directed to consider the petitioner’s request for furlough leave. If such

request is made by the petitioner that may be considered by the appropriate authority on its own merits in accordance with law.

3. It will be open to the petitioner to apply for parole after 9th July, 2005, as noted in the order which is impugned before this court. If such request is made, that may be considered by the authority on its merits in accordance with law.

4. Petition disposed of in the above terms.

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